

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA**

DWAYNE L. COLLINS,

Plaintiff,

v.

**MACY'S RETAIL HOLDINGS, INC., t/a)
and formerly known as MACY'S and/or)
FEDERATED DEPARTMENT STORES,))
INC.)**

Defendants.)

CASE NO.: 1:08cv1017

NOTICE AND MOTION

PLEASE TAKE NOTICE that on Friday, March 20, 2009, at 10:00 a.m., or as soon thereafter as counsel may be heard, the Defendants, MACY'S RETAIL HOLDINGS, INC. t/a and formerly known as MACY'S and/or FEDERATED DEPARTMENT STORES, INC., by counsel, will move this Honorable Court for entry of Summary Judgment pursuant to the Motion and Memorandum of Law filed on January 23, 2009.

MACY'S RETAIL HOLDINGS, INC., t/a
and formerly known as MACY'S and/or
FEDERATED DEPARTMENT STORES,
INC.
By Counsel,

_____/s/_____
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CERTIFICATE OF SERVICE

I hereby certify that on the 17th day of February, 2009, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following:

Benjamin Trichilo, Esq.
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and I hereby certify that I will mail the document by U.S. mail to the following non-users:

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